IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 10TH SEPTEMBER 2007 / 19TH BHADRA 1929

Bail Appl..No. 5420 of 2007()

CRIME NO.11/20076 OF EXCISE RANGE, THIRUPURAM

PETITIONER : ACCUSED

ANITHA, D/O. SARASU
THOTTUVARAMBU VEEDU
ARUMANNOOR DESOM, THIRUPURAM VILLAGE
NEYYATTINKARA TALUK

BY ADV. SRI.PIRAPPANCODE V.S.SUDHIR

RESPONDENTS: COUNTER PETITIONER

STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.5420 of 2007

Dated this the 10th day of September, 2007

ORDER

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 7 litres of arrack on 12.03.2007. She was arrested on 19.07.07 and continues in custody from that date. Investigation is now complete. Final report has already been filed. Subsequent to the filing of the petition, the case has been committed to the Court of Session also, submits the learned counsel for the petitioner. The learned Public Prosecutor submits that the petitioner is involved in 2 other cases under the Kerala Abkari Act.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner, who continues in custody from 29.07.07, can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate/learned Judge, under whose order the petitioner is detained in custody;

ii) The petitioner shall make herself available for interrogation before the Investigating Officer as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-